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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2672

PATENT
0649-0799P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tsuneo SATO et al. Conf.: 9771
Appl. No.: 09/944,341 Group: 2672
Filed: September 4, 2001 Examiner: M. Good Johnson
For: COLOR CHARACTERISTIC DESCRIPTION
APPARATUS, COLOR MANAGEMENT APPARATUS,
IMAGE CONVERSION APPARATUS AND COLOR
CORRECTION METHOD

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 8, 2004 (Monday)

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 7, 2004 of the Primary Examiner finally rejecting claims 9-16.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicants hereby petition for an extension of three (3) months pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$980.00 is required for the full period of the above-requested extension of time.

☐ An extension of _____ () month(s) for responding to the Final Rejection was previously requested and paid for on

11/09/2004 EABUBAK1 00000015 09944341

01 FC:1401
02 FC:1253

340.00 OP
980.00 OP

_____. Thus a fee of \$0.00 is required to obtain an additional _____ () month(s) for filing the Notice of Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$340.00

☐ Small Entity - \$170.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,320.00.

Payment of the above TOTAL FEE is being made in the following manner:


☒ A check in the amount of \$1,320.00 is enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #39,491
Michael K. Mutter, #29,680

MKM/MRG:tm
0649-0799P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment: Check No. 90317638